

|   |  |               |             |                 |
|---|--|---------------|-------------|-----------------|
| <b>UTILITY<br/>PATENT APPLICATION<br/>TRANSMITTAL</b><br><small>(Only for new nonprovisional applications under 37 CFR 1.53(b))</small> | Attorney Docket No.                            | 1794-B-DIV-4  | Total Pages | see<br>postcard |
|   | First Named Inventor or Application Identifier |               |             |                 |
|   | 1794-B-DIV-4                                   |               |             |                 |
|   | Express Mail Label No.                         | EM104360188US |             |                 |

| APPLICATION ELEMENTS   | ADDRESS TO:   |
|--|---|
| See MPEP chapter 600 concerning utility patent application contents.   | Assistant Commissioner for Patents<br>Box Patent Application<br>Washington, DC 20231  |
| 1. <input checked="" type="checkbox"/> Fee Transmittal Form<br>(Submit an original, and a duplicate for fee processing)  | 6. <input type="checkbox"/> Microfiche Computer Program (Appendix)  |
| 2. <input checked="" type="checkbox"/> Specification [Total Pages <u>43</u> ]<br>(preferred arrangement set forth below) <ul style="list-style-type: none"><li>- Descriptive title of the Invention</li><li>- Cross References to Related Applications</li><li>- Statement Regarding Fed sponsored R &amp; D</li><li>- Reference to Microfiche Appendix</li><li>- Background of the Invention</li><li>- Brief Summary of the Invention</li><li>- Detailed Description</li><li>- Claim(s)</li><li>- Abstract of the Disclosure</li></ul>  | 7. Nucleotide and/or Amino Acid Sequence Submission<br>(if applicable, all necessary) <ul style="list-style-type: none"><li>a. <input type="checkbox"/> Computer Readable Copy</li><li>b. <input type="checkbox"/> Paper Copy (identical to computer copy)</li><li>c. <input type="checkbox"/> Statement verifying identity of above copies.</li></ul>  |
| 3. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113) [Total Sheets <u>20</u> ]<br>Oath or Declaration [Total Pages <u>5</u> ] <ul style="list-style-type: none"><li>a. <input type="checkbox"/> Newly executed (original or copy)</li><li>b. <input checked="" type="checkbox"/> Copy from a prior application (37 CFR 1.63(d))<br/>(for continuation/divisional with Box 17 completed)<br/>[Note Box 5 below]</li><li>i. <input type="checkbox"/> <b>DELETION OF INVENTOR(S)</b><br/><br/>Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</li></ul> | <b>ACCOMPANYING APPLICATION PARTS</b> <ul style="list-style-type: none"><li>8. <input type="checkbox"/> Assignment Papers (cover sheet &amp; document(s))</li><li>9. <input type="checkbox"/> 37 CFR 3.73(b) Statement <input type="checkbox"/> Power of Attorney<br/>(when there is an assignee)</li><li>10. <input type="checkbox"/> English Translation Document (if applicable)</li><li>11. <input checked="" type="checkbox"/> Information Disclosure Statement (IDS)/PTO-1449 <input checked="" type="checkbox"/> Copies of IDS Citations</li><li>12. <input checked="" type="checkbox"/> Preliminary Amendment</li><li>13. <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503)<br/>(Should be specifically itemized)</li><li>14. <input type="checkbox"/> Small Entity Statement(s) <input type="checkbox"/> Statement filed in prior application, Status still proper and desired</li><li>15. <input type="checkbox"/> Certified Copy of Priority Document(s)<br/>(if foreign priority is claimed)</li><li>16. <input checked="" type="checkbox"/> Other: Check for \$954.00</li></ul> |
| 5. <input checked="" type="checkbox"/> Incorporation By Reference (Useable if Box 4b is checked)<br>The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being a part of the disclosure of the accompanying application and is hereby incorporated by reference therein.  |   |

## 17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:

☒ Continuation of prior application No: 08/747,811 ☐ Divisional ☐ Continuation-in-part (CIP)

## 18. CORRESPONDENCE ADDRESS

☐ Customer Number of Bar Code Labelor ☒ Correspondence address below

(Insert Customer No. or Attach bar code label here)

|         |                                   |           |                |          |            |
|---------|-----------------------------------|-----------|----------------|----------|------------|
| NAME    | Stephen C. Beuerle                |           |                |          |            |
|         | Lyon & Lyon LLP                   |           |                |          |            |
| ADDRESS | 633 West Fifth Street, Suite 4700 |           |                |          |            |
|         |                                   |           |                |          |            |
| CITY    | Los Angeles                       | STATE     | CA             | ZIP CODE | 90071-2066 |
| COUNTRY | U.S.A.                            | TELEPHONE | (619) 552-8400 | FAX      |            |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## FEE TRANSMITTAL

Note: Effective October 1, 1997.  
Patent fees are subject to annual revision.

### Complete if Known

|                        |                   |
|------------------------|-------------------|
| Application Number     |                   |
| Filing Date            | March 3, 1998     |
| First Named Inventor   | Stuart D. Edwards |
| Group Art Unit         |                   |
| Examiner Name          |                   |
| Attorney Docket Number | 1794-B-DIV-4      |

Total Amount of Payment (\$)**954**

### METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:  
Deposit Account Number 12-2475  
Deposit Account Name Lyon & Lyon LLP  
☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 ☐ Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance

2. ☒ Payment enclosed: ☒ Check ☐ Money Order ☐ Other

### FEE CALCULATION

#### 1. FILING FEE

| Large Fee Code    | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description        | Fee Paid |
|-------------------|-----------------|----------------|-----------------|------------------------|----------|
| 101               | 790             | 201            | 395             | Utility filing fee     | 790      |
| 106               | 330             | 206            | 165             | Design filing fee      |          |
| 107               | 540             | 207            | 270             | Plant filing fee       |          |
| 108               | 790             | 208            | 395             | Reissue filing fee     |          |
| 114               | 150             | 214            | 75              | Provisional filing fee |          |
| SUBTOTAL (1) (\$) |                 |                |                 |                        | 790      |

#### 2. CLAIMS

|                           | Extra       | Fee from below | Fee Paid |
|---------------------------|-------------|----------------|----------|
| Total Claims              | 12 - 20 = 0 | X 0            | = 0      |
| Independent Claims        | 5 - 3 = 2   | X 164          | = 164    |
| Multiple Dependent Claims |             | X              | =        |

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description   |
|----------------|-----------------|----------------|-----------------|---|
| 103            | 22              | 203            | 11              | Claims in excess of 20                                  |
| 102            | 82              | 202            | 41              | Independent claims in excess of 3                       |
| 104            | 270             | 204            | 135             | Multiple dependent claim                                |
| 109            | 82              | 209            | 41              | Reissue independent claims over original patent         |
| 110            | 22              | 210            | 11              | Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$) **164**

### FEE CALCULATION (continued)

#### 3. ADDITIONAL FEES

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description  | Fee Paid |
|----------------|-----------------|----------------|-----------------|--|----------|
| 105            | 130             | 205            | 65              | Surcharge - late filing fee or oath  |          |
| 127            | 50              | 227            | 25              | Surcharge - late provisional filing fee or cover sheet.                    |          |
| 139            | 130             | 139            | 130             | Non-English specification  |          |
| 147            | 2,520           | 147            | 2,520           | For filing a request for reexamination                                     |          |
| 112            | 920*            | 112            | 920*            | Requesting publication of SIR prior to Examiner action.                    |          |
| 113            | 1,840*          | 113            | 1,840*          | Requesting publication of SIR after Examiner action.                       |          |
| 115            | 110             | 215            | 55              | Extension for reply within first month.                                    |          |
| 116            | 400             | 216            | 200             | Extension for reply within second month.                                   |          |
| 117            | 950             | 217            | 475             | Extension for reply within third month.                                    |          |
| 118            | 1,510           | 138            | 1,510           | Extension for reply within fourth month.                                   |          |
| 128            | 2,060           | 228            | 1,030           | Extension for reply within fifth month.                                    |          |
| 119            | 310             | 219            | 155             | Notice of Appeal   |          |
| 120            | 310             | 220            | 155             | Filing a brief in support of an appeal                                     |          |
| 121            | 270             | 221            | 135             | Request for oral hearing   |          |
| 138            | 1,510           | 138            | 1,510           | Petition to institute a public use proceeding                              |          |
| 140            | 110             | 240            | 55              | Petition to revive - unavoidable   |          |
| 141            | 1,320           | 241            | 660             | Petition to revive - unintentional   |          |
| 142            | 1,320           | 242            | 660             | Utility issue fee (or reissue)   |          |
| 143            | 450             | 243            | 225             | Design issue fee   |          |
| 144            | 670             | 244            | 335             | Plant issue fee  |          |
| 122            | 130             | 122            | 130             | Petitions to the Commissioner  |          |
| 123            | 50              | 123            | 50              | Petitions related to provisional applications                              |          |
| 126            | 240             | 126            | 240             | Submission of Information Disclosure Stmt                                  |          |
| 581            | 40              | 581            | 40              | Recording each patent assignment per property (times number of properties) |          |
| 146            | 790             | 246            | 395             | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 149            | 790             | 249            | 395             | For each additional invention to be examined (37 CFR 1.129(b))             |          |

Other fee (specify) \_\_\_\_\_

Other fee (specify) \_\_\_\_\_

\* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) \$ \_\_\_\_\_

### SUBMITTED BY

|                       |                           |                         |        |
|-----------------------|---------------------------|-------------------------|--------|
| Typed or Printed Name | Stephen C. Beuerle        | Reg. Number             | 38,380 |
| Signature             | <i>Stephen C. Beuerle</i> | Deposit Account User ID |        |
| Date                  | March 3, 1998             |                         |        |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.